

59TH LEGISLATURE—REGULAR SESSION

PROPOSED CONSTITUTIONAL AMENDMENT—
REHABILITATION OF HANDICAPPED
PERSONS

S. J. R. No. 33

Proposing an Amendment to Section 6, Article XVI, Constitution of the State of Texas, to authorize state participation in programs financed with funds from private or federal sources and conducted by local level or other private, nonsectarian associations, groups, and nonprofit organizations for establishing and equipping facilities for assisting the blind, crippled, or otherwise physically or mentally handicapped in becoming gainfully employed, for their rehabilitation or restoration, or for providing other services essential for the better care and treatment of the handicapped.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Section 6, Article XVI, Constitution of the State of Texas, be amended to read as follows:

"Section 6. (a) No appropriation for private or individual purposes shall be made, unless authorized by this Constitution. A regular statement, under oath, and an account of the receipts and expenditures of all public money shall be published annually, in such manner as shall be prescribed by law.

"(b) State agencies charged with the responsibility of providing services to those who are blind, crippled, or otherwise physically or mentally handicapped may accept money from private or federal sources, designated by the private or federal source as money to be used in and establishing and equipping facilities for assisting those who are blind, crippled, or otherwise physically or mentally handicapped in becoming gainfully employed, in rehabilitating and restoring the handicapped, and in providing other services determined by the state agency to be essential for the better care and treatment of the handicapped. Money accepted under this subsection is state money. State agencies may spend money accepted under this subsection, and no other money, for specific programs and projects to be conducted by local level or other private, nonsectarian associations, groups, and nonprofit organizations, in establishing and equipping facilities for assisting those who are blind, crippled, or otherwise physically or mentally handicapped in becoming gainfully employed, in rehabilitating and restoring the handicapped, and in providing other services determined by the state agency to be essential for the better care or treatment of the handicapped.

"The state agencies may deposit money accepted under this subsection either in the state treasury or in other secure depositories. The money may not be expended for any purpose other than the purpose for which it was given. Notwithstanding any other provision of this Constitution, the state agencies may expend money accepted under this subsection without the necessity of an appropriation, unless the Legislature, by law, requires that the money be expended only on appropriation. The Legislature may prohibit state agencies from accepting money under this subsection or may regulate the amount of money accepted, the way the acceptance and expenditure of the money is administered, and the purposes for which the state agencies may expend the money. Money accepted under this subsection for a purpose prohibited by the Legislature shall be returned to the entity that gave the money.

"This subsection does not prohibit state agencies authorized to render services to the handicapped from contracting with privately-owned or

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local facilities for necessary and essential services, subject to such conditions, standards, and procedures as may be prescribed by law."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified voters of this state at an election to be held on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed on them the following:

"FOR the Constitutional Amendment authorizing assistance to the blind, crippled, or otherwise physically or mentally handicapped, in the form of grants of public funds, obtained from private or federal sources only, to local level or other private, nonsectarian associations, groups, and nonprofit organizations for establishing and equipping facilities to assist the handicapped in becoming gainfully employed, for their rehabilitation or restoration, or for providing other services essential for the better care and treatment of the handicapped."

"AGAINST the Constitutional Amendment authorizing assistance to the blind, crippled, or otherwise physically or mentally handicapped, in the form of grants of public funds, obtained from private or federal sources only, to local level or other private, nonsectarian associations, groups, and nonprofit organizations for establishing and equipping facilities to assist the handicapped in becoming gainfully employed, for their rehabilitation or restoration, or for providing other services essential for the better care and treatment of the handicapped."

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election and this Amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this state.

Passed the Senate on May 10, 1965: Yeas 28, Nays 1; passed the House on May 27, 1965: Yeas 139, Nays 2.

Signed by the Governor June 17, 1965.

PROPOSED CONSTITUTIONAL AMENDMENT— PERMANENT UNIVERSITY FUND

S. J. R. No. 39

Proposing an amendment to Section 18, Article VII, Constitution of the State of Texas, to withdraw Arlington State College from participation in the Permanent University Fund.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Section 18, Article VII, Constitution of the State of Texas, be amended to read as follows:

"Section 18. For the purpose of constructing, equipping, or acquiring buildings or other permanent improvements for the Texas A & M University System, including Texas A & M University, Prairie View Agricultural and Mechanical College of Texas at Prairie View, Tarleton State College at Stephenville, Texas Agricultural Experiment Stations, Texas Agricultural Extension Service, Texas Engineering Experiment Station at College Station, Texas Engineering Extension Service at College Station, and the Texas Forest Service, the Board of Directors is hereby authorized to issue negotiable bonds or notes not to exceed a total amount of one-third ($\frac{1}{3}$) of twenty per cent (20%) of the value of the Permanent